

Exhibit 4

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF OHIO
3 EASTERN DIVISION

4 - - -

5
6 IN RE: NATIONAL : HON. DAN A.
7 PRESCRIPTION OPIATE : POLSTER
8 LITIGATION : :
9 :
10 APPLIES TO ALL CASES : NO.
11 : 1:17-MD-2804
12 :
13

14 - HIGHLY CONFIDENTIAL -

15 SUBJECT TO FURTHER CONFIDENTIALITY REVIEW

16 - - -

17 November 28, 2018

18 - - -

19 Videotaped deposition of
20 WILLIAM DE GUTIERREZ-MAHONEY, taken
21 pursuant to notice, was held at the law
22 offices of Covington & Burling, LLP, The
23 New York Times Building, 620 Eighth
24 Avenue, New York, New York, beginning at
25 9:08 a.m., on the above date, before
26 Michelle L. Gray, a Registered
27 Professional Reporter, Certified
28 Shorthand Reporter, Certified Realtime
29 Reporter, and Notary Public.

30 - - -

31 GOLKOW LITIGATION SERVICES
32 877.370.3377 ph | 917.591.5672 fax
33 deps@golkow.com
34

1 Do you see where that's
2 written?

3 A. I do.

4 Q. Do you agree that there's no
5 upside to reporting suspicious orders to
6 the DEA?

7 A. You know, I think I --

8 MS. McNAMARA: Objection to
9 form.

10 MR. SCHMIDT: You can still
11 answer. Go ahead.

12 THE WITNESS: I believe that
13 in my writing this, I misspoke.
14 And I was referring to when they
15 shut customers down because they
16 were suspicious customers.

17 BY MR. BOWDEN:

18 Q. When did you come up with
19 that belief? Is that recent?

20 A. I saw that -- I said
21 suspicious orders. That isn't what they
22 said. What we do -- what we did was to
23 write a letter to the DEA when we were
24 shutting a customer down. And they said

1 they don't do that.

2 Q. Okay. Well, if Cardinal
3 were not reporting suspicious orders,
4 would you agree -- strike that.

5 It would be inappropriate to
6 not report suspicious orders, true?

7 A. Like I said, I misspoke
8 here.

9 Q. I'm not asking you about the
10 context of this e-mail. I'm asking you,
11 it would be inappropriate -- it would be
12 a violation of the CSMP not to report
13 suspicious orders, correct?

14 A. It's part of our CSMP to
15 report suspicious orders.

16 Q. What are the upsides for
17 reporting suspicious orders to the DEA?

18 A. Notify them of orders that
19 have reached their -- our thresholds for
20 the customers.

21 Q. Okay. What other upsides
22 would there be? What are the practical
23 implications of that?

24 A. Can let the DEA see where --